

LAW OFFICES

JOHN H. BROADLEY & ASSOCIATES, P.C.

CANAL SQUARE  
1054 THIRTY-FIRST STREET, N.W.  
WASHINGTON, D.C.  
20007

(202) 333-6025  
(202) 333-5685 FAX

INTERNET  
JBROADLEY@ALUM.MIT.EDU

October 7, 2004

212197

JOHN H. BROADLEY

Honorable Vernon Williams  
Secretary  
Surface Transportation Board  
1925 K Street NW  
Suite 700  
Washington, D.C. 20432

ENTERED  
Office of Proceedings

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Re: Chelsea Property Owners -- Abandonment -- Portion of Consolidated Rail Corporation's West 30<sup>th</sup> Street Secondary Track in New York, Docket No. AB 167 (Sub-No. 1094)A

Dear Mr. Williams:

Enclosed for filing in the captioned proceeding please find an original and ten copies of the MOTION OF CHELSEA PROPERTY OWNERS FOR ENLARGEMENT OF TIME TO FILE REPLY TO THE JOINT STATEMENT OF THE CITY OF NEW YORK AND THE RAILROAD INTERESTS.

Also enclosed is an extra copy which I would appreciate your file stamping and returning with our messenger.

Should you have any questions concerning this matter, please don't hesitate to call me at the above number.

Yours very truly,

John Broadley

John Broadley

Enclosures

BEFORE THE  
SURFACE TRANSPORTATION BOARD  
Washington, D.C.

ENTERED  
Office of Proceedings

OCT 7 2004

Part of  
Public Record

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Chelsea Property Owners -- Abandonment --  
)  
Portion of the Consolidated Rail Corporation's  
)  
West 30<sup>th</sup> Street Secondary Track in New York, NY )  
\_\_\_\_\_ )

Docket No. AB 167  
(Sub-No. 1094)A

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**MOTION OF CHELSEA PROPERTY OWNERS FOR  
ENLARGEMENT OF TIME TO FILE REPLY TO THE  
JOINT STATEMENT OF THE CITY OF NEW YORK AND  
THE RAILROAD INTERESTS**

Chelsea Property Owners, by its undersigned attorney, hereby requests that the time for it to reply to the Joint Statement filed September 22, 2004 by the City of New York ("City") and the railroad interests be enlarged by 21 days, from October 12, 2004 to November 2, 2004.

The City, the railroad interests, agencies of the State of New York, and CPO have been engaged in a long and complex negotiation to resolve the issues raised by the abandonment of the Highline, the City's request for a CITU, and the plans of the City and state agencies for the areas of the city through and over which the Highline passes. There remains a small number of open issues. The requested enlargement will provide the City and CPO additional time to resolve the limited number of differences that now stand in the way of a negotiated solution to this complex and lengthy matter and thereby avoid additional litigation.

We have been authorized to represent that the City and the railroad interests do not object to this requested enlargement.

Respectfully submitted,

CHELSEA PROPERTY OWNERS

By: John Broadley  
One of its attorneys

John Broadley  
JOHN H. BROADLEY & ASSOCIATES  
1054 31<sup>st</sup> Street, N.W. Suite 200  
Washington, D.C. 20007  
Tel. 202-333-6025  
Fax 202-333-5685

Dated: October 7, 2004

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 7<sup>th</sup> day of October 2004 I served copies of the foregoing MOTION OF CHELSEA PROPERTY OWNERS FOR ENLARGEMENT OF TIME TO FILE REPLY TO THE JOINT STATEMENT OF THE CITY OF NEW YORK AND THE RAILROAD INTERESTS on all parties to this proceeding by depositing copies thereof in the United States mail, postage prepaid, addressed to counsel for the parties on the attached sheets.

John Bradley

Dated: October 7, 2004

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Elizabeth Bradford  
New York Convention Center Development Corp.  
655 West 34<sup>th</sup> Street  
New York, NY 10001-1188

John F. Guinan  
New York Department of Transportation  
Albany, NY 12232

Robert M. Jenkins  
Mayer Brown Rowe & Maw  
1909 K Street NW  
Washington, D.C. 20006-1101

Adrian Steel, Jr.  
Mayer Brown Rowe & Maw  
1909 K Street NW  
Washington, D.C. 20006-1101

Denis G. Lyons  
Arnold & Porter  
555 Twelfth Street NW, Suite 940  
Washington, D.C. 20004-1206

Anthony P. Semancik  
Metropolitan Transportation Authority  
347 Madison Avenue  
New York, NY 10017-3706

Carolyn F. Corwin  
Kimberly K. Egan  
Covington & Burling  
1201 Pennsylvania Avenue NW  
Washington, D.C. 20004

Charles A. Spitulnik  
McLeod, Watkinson & Miller  
One Massachusetts Avenue, NW  
Suite 800  
Washington, D.C. 20001-1401

Charles Chotkowski  
P.O. Box 320079  
Fairfield, CT 06825-0079

Scott N. Stone  
Patton Boggs  
2550 M Street, N.W.  
Washington, D.C. 20037

Frederic Bell  
AIA New York Chapter  
200 Lexington Avenue  
New York, NY 10016

Andrew Berman  
232 East 11<sup>th</sup> Street  
New York, NY 10003

Jeffrey R. Ciabotti  
1100 Seventeenth Street NW  
10<sup>th</sup> Floor  
Washington, D.C. 20036

Mary Habstritt  
40 West 77<sup>th</sup> Street, #17B  
New York, NY 10024

Walter Mankoff  
City of New York  
330 West 42<sup>nd</sup> Street  
26<sup>th</sup> Floor  
New York, NY 10036

Hon. Jerrold Nadler  
U.S. House of Representatives  
Washington, D.C. 20515

Christine C. Quinn  
Council of City of New York, 3<sup>rd</sup> District  
224 West 3<sup>rd</sup> Street  
Suite 1206  
New York, NY 10001

Susan Sands  
325 Bleeker Street  
New York, NY 10014

Anne-Brigitte Siris  
Real Estate Brokerage and Consulting  
404 Park Avenue South  
New York, NY 10016-8403

Ronald Adams  
31 Bank Street, Suite 3R  
New York, NY 10014

Kimberly Miller  
457 Madison Avenue  
New York, NY 10002

Tomislav R. Neuman  
Manhattan Central Railway System LLC  
7 Monmouth Road, Suite #1  
Oakhurst, NJ 07755-1656

Frank Emile III Sanchis  
457 Madison Avenue  
New York, NY 10022

Ethel Sheffer  
232 East 11<sup>th</sup> Street  
New York, NY 10003

Mary Gabrielle Sprague  
Arnold & Porter  
555 12<sup>th</sup> Street, NW  
Suite 940  
Washington, D.C. 20004-1206

Hon. George E. Pataki  
Governor of New York  
State Capitol  
Albany, NY 12224